

**UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION**

**IN RE: ETHICON, INC., PELVIC REPAIR
SYSTEM PRODUCTS LIABILITY LITIGATION**

MDL No. 2327

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO –94)

On February 7, 2012, the Panel transferred 36 civil action(s) to the United States District Court for the Southern District of West Virginia for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. §1407. *See* 844 F.Supp.2d 1359 (J.P.M.L. 2012). Since that time, 829 additional action(s) have been transferred to the Southern District of West Virginia. With the consent of that court, all such actions have been assigned to the Honorable Joseph R Goodwin.

It appears that the action(s) on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Southern District of West Virginia and assigned to Judge Goodwin.

Pursuant to Rule 7.1 of the Rules of Procedure of the United States Judicial Panel on Multidistrict Litigation, the action(s) on the attached schedule are transferred under 28 U.S.C. §1407 to the Southern District of West Virginia for the reasons stated in the order of February 7, 2012, and, with the consent of that court, assigned to the Honorable Joseph R Goodwin.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Southern District of West Virginia. The transmittal of this order to said Clerk shall be stayed 7 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 7–day period, the stay will be continued until further order of the Panel.

Inasmuch as no objection is
pending at this time, the
stay is lifted.

Aug 21, 2013

CLERK'S OFFICE
UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

FOR THE PANEL:



Jeffery N. Lüthi
Clerk of the Panel

**IN RE: ETHICON, INC., PELVIC REPAIR
SYSTEM PRODUCTS LIABILITY LITIGATION**

MDL No. 2327

SCHEDULE CTO-94 – TAG-ALONG ACTIONS

| <u>DIST</u> | <u>DIV.</u> | <u>C.A.NO.</u> | <u>CASE CAPTION</u> |
|---------------------|--------------------|-----------------------|--|
| CALIFORNIA NORTHERN | | | |
| CAN | 5 | 13-03236 | Rasmussen et al v. Ethicon, Inc. et al |
| GEORGIA NORTHERN | | | |
| GAN | 4 | 13-00167 | Hird et al v. Johnson & Johnson et al |
| KENTUCKY WESTERN | | | |
| KYW | 3 | 13-00483 | Penna et al v. Johnson & Johnson et al |
| LOUISIANA WESTERN | | | |
| LAW | 6 | 13-02366 | Hitt et al v. Johnson & Johnson et al |
| MISSOURI EASTERN | | | |
| MOE | 4 | 13-01085 | Clark-Ajemian v. Ethicon, Inc. et al |
| TEXAS EASTERN | | | |
| TXE | 1 | 13-00449 | Bradley et al v. Ethicon, Inc. et al |
| TXE | 1 | 13-00450 | Gardiner et al v. Ethicon, Inc. et al |

Activity in Case MDL No. 2327 IN RE: Ethicon, Inc., Pelvic Repair System Products Liability
Litigation CTO Final Minute Order (Clerks)
JPMLCMECF
to:
JPMLCMDECF
08/21/2013 08:07 AM
Show Details

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United States

United States Judicial Panel on Multidistrict Litigation

Notice of Electronic Filing

The following transaction was entered on 8/21/2013 at 8:05 AM EDT and filed on 8/21/2013

Case Name: IN RE: Ethicon, Inc., Pelvic Repair System Products Liability Litigation

Case Number: [MDL No. 2327](#)

Filer:

Document Number: No document attached

Docket Text:

*****TEXT ONLY ENTRY*****

MINUTE ORDER - TO INVOLVED CLERKS - Conditional Transfer Order (CTO-94)
Finalized on 8/21/13. Please see pleading (3 in CAN/5:13-cv-03236, 3 in GAN/4:13-cv-00167, 3 in KYW/3:13-cv-00483, 3 in LAW/6:13-cv-02366, [1123] in MDL No. 2327, 3 in MOE/4:13-cv-01085, 3 in TXE/1:13-cv-00449, 3 in TXE/1:13-cv-00450).

As stipulated in Rule 7.1(c) of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, transmittal of the order has been stayed 7 days to give any party an opportunity to oppose the transfer.

The 7-day period has now elapsed, no opposition was received, and the order is directed to the Clerk of the United States District Court for the S.D. West Virginia for filing. The Panel governing statute, 28 U.S.C. 1407, requires that the transferee clerk transmit a certified copy of the Panel order to transfer to the clerk of the district court from which the action is being transferred.

Signed by Clerk of the Panel Jeffery N. Luthi on 8/21/2013.

Associated Cases: MDL No. 2327, CAN/5:13-cv-03236, GAN/4:13-cv-00167, KYW/3:13-cv-00483, LAW/6:13-cv-02366, MOE/4:13-cv-01085, TXE/1:13-cv-00449, TXE/1:13-cv-00450 (dn)

Case Name: Hitt et al v. Johnson & Johnson et al

Case Number: [LAW/6:13-cv-02366](#)

Filer:**Document Number:** No document attached**Docket Text:*******TEXT ONLY ENTRY*****

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Case Name: Rasmussen et al v. Ethicon, Inc. et al**Case Number:** [CAN/5:13-cv-03236](#)**Filer:****Document Number:** No document attached**Docket Text:*******TEXT ONLY ENTRY*****

MINUTE ORDER - TO INVOLVED CLERKS - Conditional Transfer Order (CTO-94)
Finalized on 8/21/13. Please see pleading (3 in CAN/5:13-cv-03236, 3 in GAN/4:13-cv-00167, 3 in KYW/3:13-cv-00483, 3 in LAW/6:13-cv-02366, [1123] in MDL No. 2327, 3 in MOE/4:13-cv-01085, 3 in TXE/1:13-cv-00449, 3 in TXE/1:13-cv-00450).

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Case Name: Gardiner et al v. Ethicon, Inc. et al

Case Number: [TXE/1:13-cv-00450](#)

Filer:

Document Number: No document attached

Docket Text:

*****TEXT ONLY ENTRY*****

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Case Name: Hird et al v. Johnson & Johnson et al

Case Number: [GAN/4:13-cv-00167](#)

Filer:

Document Number: No document attached

Docket Text:

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Case Name: Clark-Ajemian v. Ethicon, Inc. et al

Case Number: [MOE/4:13-cv-01085](#)

Filer:

Document Number: No document attached

Docket Text:

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Case Name: Penna et al v. Johnson & Johnson et al

Case Number: [KYW/3:13-cv-00483](#)

Filer:

Document Number: No document attached

Docket Text:*****TEXT ONLY ENTRY*****

MINUTE ORDER - TO INVOLVED CLERKS - Conditional Transfer Order (CTO-94)
Finalized on 8/21/13. Please see pleading (3 in CAN/5:13-cv-03236, 3 in GAN/4:13-cv-00167, 3 in KYW/3:13-cv-00483, 3 in LAW/6:13-cv-02366, [1123] in MDL No. 2327, 3 in MOE/4:13-cv-01085, 3 in TXE/1:13-cv-00449, 3 in TXE/1:13-cv-00450).

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Case Name: Bradley et al v. Ethicon, Inc. et al

Case Number: [TXE/1:13-cv-00449](#)

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Document Number: No document attached

Docket Text:*****TEXT ONLY ENTRY*****

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Finalized on 8/21/13. Please see pleading (3 in CAN/5:13-cv-03236, 3 in GAN/4:13-cv-00167, 3 in KYW/3:13-cv-00483, 3 in LAW/6:13-cv-02366, [1123] in MDL No. 2327, 3 in MOE/4:13-cv-01085, 3 in TXE/1:13-cv-00449, 3 in TXE/1:13-cv-00450).

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**00483, LAW/6:13-cv-02366, MOE/4:13-cv-01085, TXE/1:13-cv-00449, TXE/1:13-cv-00450
(dn)**

No public notice (electronic or otherwise) sent because the entry is private

Activity in Case MDL No. 2327 IN RE: Ethicon, Inc., Pelvic Repair System Products Liability
Litigation Conditional Transfer Order Finalized
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08/21/2013 08:05 AM
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United States

United States Judicial Panel on Multidistrict Litigation

Notice of Electronic Filing

The following transaction was entered on 8/21/2013 at 8:03 AM EDT and filed on 8/21/2013

Case Name: IN RE: Ethicon, Inc., Pelvic Repair System Products Liability Litigation

Case Number: [MDL No. 2327](#)

Filer:

Document Number: [1123](#)

Docket Text:

CONDITIONAL TRANSFER ORDER FINALIZED (CTO-94) - 7 action(s) re: pldg. (1 in CAN/5:13-cv-03236, 1 in GAN/4:13-cv-00167, 1 in KYW/3:13-cv-00483, 1 in LAW/6:13-cv-02366, [1097] in MDL No. 2327, 1 in MOE/4:13-cv-01085, 1 in TXE/1:13-cv-00449, 1 in TXE/1:13-cv-00450) Inasmuch as no objection is pending at this time, the stay is lifted.

Signed by Clerk of the Panel Jeffery N. Luthi on 8/21/2013.

Associated Cases: MDL No. 2327, CAN/5:13-cv-03236, GAN/4:13-cv-00167, KYW/3:13-cv-00483, LAW/6:13-cv-02366, MOE/4:13-cv-01085, TXE/1:13-cv-00449, TXE/1:13-cv-00450 (dn)

Case Name: Hitt et al v. Johnson & Johnson et al

Case Number: [LAW/6:13-cv-02366](#)

Filer:

Document Number: [3](#)

Docket Text:

CONDITIONAL TRANSFER ORDER FINALIZED (CTO-94) - 7 action(s) re: pldg. (1 in CAN/5:13-cv-03236, 1 in GAN/4:13-cv-00167, 1 in KYW/3:13-cv-00483, 1 in LAW/6:13-cv-

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Case Name: Rasmussen et al v. Ethicon, Inc. et al
Case Number: [CAN/5:13-cv-03236](#)
Filer:
Document Number: [3](#)

Docket Text:

CONDITIONAL TRANSFER ORDER FINALIZED (CTO-94) - 7 action(s) re: pldg. (1 in CAN/5:13-cv-03236, 1 in GAN/4:13-cv-00167, 1 in KYW/3:13-cv-00483, 1 in LAW/6:13-cv-02366, [1097] in MDL No. 2327, 1 in MOE/4:13-cv-01085, 1 in TXE/1:13-cv-00449, 1 in TXE/1:13-cv-00450) Inasmuch as no objection is pending at this time, the stay is lifted.

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Case Name: Gardiner et al v. Ethicon, Inc. et al
Case Number: [TXE/1:13-cv-00450](#)
Filer:
Document Number: [3](#)

Docket Text:

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Case Name: Hird et al v. Johnson & Johnson et al
Case Number: [GAN/4:13-cv-00167](#)
Filer:
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Case Name: Clark-Ajemian v. Ethicon, Inc. et al

Case Number: [MOE/4:13-cv-01085](#)

Filer:

Document Number: [3](#)

Docket Text:

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Case Name: Penna et al v. Johnson & Johnson et al

Case Number: [KYW/3:13-cv-00483](#)

Filer:

Document Number: [3](#)

Docket Text:

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Case Name: Bradley et al v. Ethicon, Inc. et al

Case Number: [TXE/1:13-cv-00449](#)

Filer:

Document Number: [3](#)

Docket Text:

CONDITIONAL TRANSFER ORDER FINALIZED (CTO-94) - 7 action(s) re: pldg. (1 in CAN/5:13-cv-03236, 1 in GAN/4:13-cv-00167, 1 in KYW/3:13-cv-00483, 1 in LAW/6:13-cv-02366, [1097] in MDL No. 2327, 1 in MOE/4:13-cv-01085, 1 in TXE/1:13-cv-00449, 1 in TXE/1:13-cv-00450) Inasmuch as no objection is pending at this time, the stay is lifted.

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MDL No. 2327 Notice has been electronically mailed to:

Carl N Frankovitch carl@facslaw.com, terry@facslaw.com

Michael J Farrell mjf@farrell3.com, ewl@farrell3.com, jlm@farrell3.com, mef@farrell3.com, tjw@farrell3.com

Michael Bonasso mbonasso@fsblaw.com, etaylor@fsblaw.com, nthompson@fsblaw.com, pcoffield@fsblaw.com

Harry F. Bell, Jr hfbell@belllaw.com, bnjones@belllaw.com

DAVID B. THOMAS dthomas@tcspllc.com, rdavis@tcspllc.com

Paul T Farrell, Jr paul@greeneketchum.com

Marc E. Williams marc.williams@nelsonmullins.com

MDL No. 2327 Notice will not be electronically mailed to:**LAW/6:13-cv-02366 Notice has been electronically mailed to:**

Christy D. Jones christy.jones@butlersnow.com, ashley.lampkin@butlersnow.com, brandy.pitts@butlersnow.com, catherine.mason@butlersnow.com, ecf.notices@butlersnow.com, kcrawford@riker.com, laura.dixon@butlersnow.com, mkabbash@riker.com

Jon A. Strongman jstrongman@shb.com, ahernandez@shb.com, bpratt@shb.com, dldavis@shb.com, hkemery@shb.com

Brent A. Talbot talbot@chaffe.com

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LAW/6:13-cv-02366 Notice will not be electronically mailed to:**CAN/5:13-cv-03236 Notice has been electronically mailed to:**

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TXE/1:13-cv-00450 Notice will not be electronically mailed to:

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GAN/4:13-cv-00167 Notice will not be electronically mailed to:

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MOE/4:13-cv-01085 Notice will not be electronically mailed to:

KYW/3:13-cv-00483 Notice has been electronically mailed to:

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KYW/3:13-cv-00483 Notice will not be electronically mailed to:

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